

# UNITED STATES DISTRICT COURT

for the

Southern District of Georgia  
Statesboro Division

2008 JUL 28 AM 10:26

United States of America  
v.

Franklin Hagins

Date of Previous Judgment: September 2, 1997  
(Use Date of Last Amended Judgment if Applicable)

) Case No: CR696-00007-003

) USM No: 09327-021

) Troy Lance Green

) Defendant's Attorney

## Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

IT IS ORDERED that the motion is:

☒ DENIED. ☐ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of \_\_\_\_\_ months is reduced to \_\_\_\_\_.

### I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)

Previous Offense Level: 32

Amended Offense Level: 30

Criminal History Category: I

Criminal History Category: I

Previous Guideline Range: \_\_\_\_\_ to 240 months

Amended Guideline Range: \_\_\_\_\_ to 240 months

### II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE

☐ The reduced sentence is within the amended guideline range.

☐ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.

☐ Other (explain):

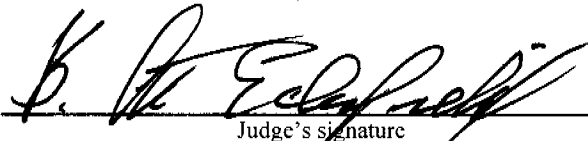
### III. ADDITIONAL COMMENTS

The defendant's sentence cannot be reduced because the statutorily-required minimum sentence in this case is 240 months.

Except as provided above, all provisions of the judgment dated \_\_\_\_\_ shall remain in effect.

IT IS SO ORDERED.

Order Date: 7-28-2008

  
Judge's signature

Effective Date: \_\_\_\_\_  
(if different from order date)

B. Avant Edenfield  
United States District Judge  
For the Southern District of Georgia  
Printed name and title